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ASSISTANT COMMISSIONER FOR PATENTS PO BOX 1450 ALEXANDRIA, VA 22313-1450

Re: Serial No.: 09/973,750

Applicant(s): Michael FERGUSON

Filing Date: October 11, 2001

For: POULTRY LITTER FERTILIZER

Group Art Unit: 1722 Examiner: T. Nguyen

SIR:

Attached hereto for filing are the following papers:

Amendment Cited Document (1)

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary extension of time to make the filing of the attached documents timely, please charge or credit the difference to Deposit Account No. 50-1442. Further, if these papers are not considered timely filed, then a request is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

DLA PIPER RUDNICK GRAY CARY U.S. LLP

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

1722

IN RE APPLICATION OF: MICHAEL FERGUSON ART UNIT:

SERIAL NO.: 09/973,750 EXAMINER: NGUYEN, T.

FILING DATE: OCTOBER 11, 2001

FOR: POULTRY LITTER FERTILIZER

## **AMENDMENT**

ASSISTANT COMMISSIONER FOR PATENTS PO BOX 1450 ALEXANDRIA, VA 22313-1450

SIR:

This Amendment is submitted in answer to the Office Action dated February 8, 2005, which set a three month period for response. Thus, this Amendment is considered timely filed on or before May 8, 2005.